

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

( NOT PCT Applications)  
For Design, Provisional, or Utility Applications

PATENT  
APPLICATION

COMPLETION Under  
Rule 53(f)

Attn: Application Division

In re PATENT APPLICATION of

Inventor(s): Randolph J. NOELLE et al

Appn. No.: 09 835,126  
Series Code ↑ Serial No. ↑

Atty. Dkt. P 0280602 1999-30-0522C1  
M# Client Ref

Filed: April 16, 2001

Title: EX VIVO TREATMENT OF ALLOGENIC AND XENOGENIC DONOR T-CELLS CONTAINING  
COMPOSITIONS (BONE MARROW) USING Gp39 ANTAGONISTS AND USES THEREOF

Hon. Commissioner of Patents  
Washington, DC 20231

Date: September 12, 2001

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. **Notice to File Missing Parts** ☒ copy attached ☐ not yet received
2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

(Always "X" box 2 if filing signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or

"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.

2B. ☒ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.

3. ☐ Specification originally filed in non-English language; hence verified translation attached of:

a. ☐ Abstract

b. # pages of Specification (only spec. & claims)

c. ☐ Drawing(s)

No of Sheets

☐ Fig(s).

4. ☐ Letter filing formal drawing attached.

5. ☐ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

6. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 09/124,683	30 JULY 1998	(2)	
(3)		(4)	
(5)		(6)	

7. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	
(5)		(6)	

Completion Under Rule 53(f)

9. \_\_\_\_\_ (No.) Certified copy (copies): \_\_\_\_\_ ☐ attached; ☐ previously filed (date) \_\_\_\_\_  
in U.S. Application No. \_\_\_\_\_ / \_\_\_\_\_ filed on \_\_\_\_\_
10. Small Entity Status ☐ ☒ is Not claimed ☐ is claimed (file PAT-256 if this is the first claim of Small Entity Status)
11. ☐ Attached:
12. ☐ Preliminary Amendment:

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

		Large/Small Entity		Fee Code
13. Basic Filing Fee .....		Design Application Not Design Application	\$320/\$160 \$710/\$355	+0 106/26 101/201
14. Total Effective Claims	minus 20 =		x \$18/\$9	+0 103/203
15. Independent Claims	minus 3 =		x \$80/\$40	+0 102/202
16. If any proper multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)			\$270/\$135	+0 104/204
17. Surcharge for filing Declaration/filing fee late			\$130/\$65	+130 105/205
18.		FILING FEE ENCLOSED = 0		
19. Original due date: August 11, 2001*				
20. Petition is hereby made to extend the original due date to		(1 mo)	\$110/\$55 =	+110 115/215
cover the date this response is filed for which the requisite fee		(2mos)	\$390/\$195 =	116/216
is attached		(3mos)	\$890/\$445 =	117/217
		(4mos)	\$1390/\$695 =	118/218
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee .....			\$130	+0 139
22. If "assignment" box 5 is X'd, add recording fee. ....			\$40	+0 581
23. Petition Fee for			\$130	+0
24. *-Due to USPTO being closed on Sept. 11, 2001 because of National Emergency, document is being filed on Sept. 12, 2001.		TOTAL FEE ENCLOSED = \$240		

Our Deposit Account No. 03-3975

Our Order No. 037003

0280602

C#

M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP**  
**Intellectual Property Group**

1600 Tysons Boulevard

By Atty: Robin L. Teskin

Reg. No. 35,030

McLean, VA 22102

Sig: 

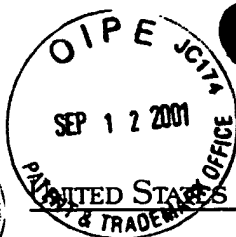
Fax: (703) 905-2500

Tel: (703) 905-2000

Tel: (703) 905-2200

Atty/Sec: RLT/ngm

**NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments**



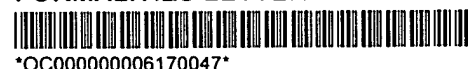
UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/835,126	04/16/2001	Randolph J. Noelle	P 0280602

CONFIRMATION NO. 4674

## FORMALITIES LETTER



\*OC000000006170047\*

Intellectual Property Group  
Pillsbury Winthrop LLP  
East Tower, Ninth Floor  
1100 New York Avenue, N.W.  
Washington, DC 20005-3918

Date Mailed: 06/11/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Randolph J. Noelle*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

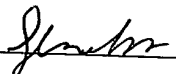
- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible ( see 37 CFR 1.84(o));

09/13/2001 EABUBAK1 00000104 09835126

02 FC:105 130.00 OP

*A copy of this notice **MUST** be returned with the reply.*

001 EABUBAK1 00000104 09835126

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE